



MEETING OF THE CITY COUNCIL

Agenda

John McCann, Mayor
Carolina Chavez, Councilmember – District 1
Jose Preciado, Councilmember – District 2
Alonso Gonzalez, Councilmember – District 3
Rachel Morineau, Councilmember – District 4

Maria V. Kachadoorian, City Manager
Marco A. Verdugo, City Attorney
Kerry K. Bigelow, City Clerk

Date: Tuesday, September 10, 2024, 5:00 p.m.
Location: Council Chambers, 276 Fourth Avenue, Chula Vista, CA

REGULAR CITY COUNCIL MEETING

Watch live in English and Spanish: chulavistaca.gov/councilmeetings or Cox Ch. 24 (English only).
Free Spanish interpretation is available on-site.

In-Person Public Comments: Submit a request to speak to City Clerk staff before the close of the public comment period on an item or before the close of the general Public Comment period for non-agenda items.

Electronic Public Comments: At chulavistaca.gov/councilmeetings, locate the meeting and click the comment bubble icon. Select the item and click "Leave Comment." You may also email cityclerk@chulavistaca.gov. eComments, emails, and other written comments must be received by noon for a regular City Council meeting.

Watch Live or Recorded (English and Spanish): Visit chulavistaca.gov/councilmeetings. Click "ES" at the bottom to switch to Spanish. Closed captioning is available in both languages.

Accessibility: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at cityclerk@chulavistaca.gov or (619) 691-5041. Providing at least 48 hours' notice will help ensure that reasonable arrangements can be made.

Gov. Code § 84308: Parties to any proceeding involving a license, permit, or other entitlement for use pending before the City Council must disclose any campaign contribution over \$250 (aggregated) within the preceding 12 months made by the party, their agent, and those required to be aggregated with their contributions under Gov. Code § 82015.5. The disclosure must include the amount contributed and the name(s) of the contributor(s). "G.C. § 84308: Yes" on this agenda indicates that the item is subject to these regulations.

PUBLIC PARTICIPATION

Complete Agenda Packet: The complete agenda packet, including staff reports, draft resolutions and ordinances, and other backup materials, is available at chulavistaca.gov/councilmeetings or the City Clerk's Office.

Time Allotted for Speaking (*subject to change by the presiding officer*)

- **Consent Calendar** (any or all items): 3 minutes
- **Agenda Items** (not on Consent): 3 minutes
- **General Public Comment** (not on agenda): 3 minutes

Individuals who use a translator will be allotted twice the time.

General Public Comments: Twenty-one (21) minutes are scheduled near the beginning of the meeting. The first seven (7) speakers will be heard during the first Public Comment period. If there are additional speakers registered, they will be heard during the continued Public Comment period. If all registered speakers present at the time address the City Council during the first Public Comment period, there will be no continued Public Comment period.

Submitting Request to Speak: A request to speak must be submitted to the City Clerk before the close of the public comment period on an item or before the close of the general Public Comment period for non-agenda items.

GETTING TO KNOW YOUR AGENDA

AGENDA SECTIONS

Consent Calendar items are routine items that are not expected to prompt discussion. All items are considered for approval at the same time with one vote. Before the vote, there is no separate discussion of these items unless a member of the City Council or staff removes the item from the Consent Calendar.

Public Comment provides an opportunity to address the City Council on any matter not listed on the agenda that is within the jurisdiction of the City Council. Under the Brown Act, the City Council cannot take action on matters not listed on the agenda.

Public Hearings are held on matters specifically required by law.

Action Items are items expected to cause discussion and/or action by the City Council but do not legally require a public hearing.

Closed Session may only be attended by members of the City Council, support staff, legal counsel, and others as specified on the agenda. Closed session may be held only in very limited circumstances as authorized by law.

CITY COUNCIL ACTIONS:

Resolutions are formal expressions of opinion or intention of the City Council and are usually effective immediately.

Ordinances are laws adopted by the City Council. Ordinances usually amend, repeal, or supplement the Municipal Code; provide zoning specifications; or appropriate money for specific purposes. Most ordinances require two hearings and go into effect 30 days after the final approval.

Proclamations are issued by the City to honor significant achievements by community members, highlight an event, promote awareness of community issues, and recognize City employees.

1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE
4. SPECIAL ORDERS OF THE DAY

4.1 Oath of Office

Charles Sanfilippo - Planning Commission

4.2 Chula Vista Bayfront Update by Port Commissioner Ann Moore

4.3 Presentation of a Proclamation Proclaiming September 10, 2024 as San Diego County Teacher of the Year, Ms. Ekstein Day in the City of Chula Vista

5. CONSENT CALENDAR (Items 5.1 through 5.5)

Consent calendar items are considered together and acted upon by one motion. There is no separate discussion of these items unless the Mayor or a City Councilmember removes the item from the consent calendar. Items removed from the consent calendar will be heard as action items.

RECOMMENDED ACTION:

City Council approve the recommended action on the below consent calendar items.

5.1 Approve Meeting Minutes

RECOMMENDED ACTION:

Approve the minutes dated: August 13, 2024, August 20, 2024 4:00 PM and August 20, 2024 4:15 PM

5.2 Waive Reading of Text of Resolutions and Ordinances

RECOMMENDED ACTION:

Approve a motion to read only the title and waive the reading of the text of all resolutions and ordinances at this meeting.

5.3 Human Relations Commission: Adopt an Ordinance to Amend Chula Vista Municipal Code Chapter 2.36 "Human Relations Commission" Related to the Functions, Duties, and Membership of the Commission

Report Number: 24-0173

Location: No specific geographic location

Department: City Manager

G.C. § 84308: No

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act ("CEQA") State Guidelines. Therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

RECOMMENDED ACTION:

Adopt an ordinance amending various sections in Chapter 2.36 of the Chula Vista Municipal Code "Human Relations Commission" to amend the functions and duties of the Commission and processes by which Commissioners are nominated and appointed. **(SECOND READING AND ADOPTION)**

5.4 Agreement: Approve an Agreement with T.Y. LIN International to Provide Construction Management Services Related to the Heritage Bridge Replacement and Main Street Widening Projects

This item was continued from the August 13, 2024 meeting.

Report Number: 24-0145

Location: Heritage Road and Main Street between Entertainment Circle North and Nirvana Avenue

Department: Engineering

G.C. § 84308: No

Environmental Notice: The Project is adequately covered in a previously adopted Mitigated Negative Declaration (MND) IS-17-001 (SCH No. 2017021078) and Mitigation Monitoring and Reporting Program (MMRP), and any addenda for the Heritage Road Bridge Replacement Project. Under NEPA, the California Department of Transportation (Caltrans) has determined that the Project is a Categorical Exclusion under 23 USC 327.

RECOMMENDED ACTION:

Adopt a resolution approving a consultant services agreement with T.Y. LIN International to perform Construction Management Services for Federal Project BRLS-5203(039): City projects Heritage Bridge Replacement (STM0386) and Main Street Widening (STM0388).

5.5 Housing Funding: Amending Resolution No. 2024-119 to Restructure Loan Commitment to Project Located at 610 Paseo Del Rey

Report Number: 24-0235

Location: 610 Paseo Del Rey

Department: Housing and Homeless Services

G.C. § 84308: No

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act (CEQA) State Guidelines. Therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required. Notwithstanding the foregoing, the activity qualifies for an exemption pursuant to Section 15061(b)(3) of the California Environmental Quality Act State Guidelines.

Under National Environmental Policy Act, Federal funds constitute a portion of the proposed loan for pre-development and construction costs of the affordable housing project. A final reservation of federal funds shall occur only upon satisfactory completion of the environmental review and receipt by the City of Chula Vista and a release of funds from the United States Department of Housing and Urban Development ("HUD") under 24 CFR Part 58 of the National Environmental Policy Act ("NEPA"); provided, however, that any funds disbursed to the Project prior to a final NEPA determination shall only be pre-development activities categorically excluded from NEPA pursuant to 24 CFR Part 58.35(b)(6).

RECOMMENDED ACTION:

Adopt a resolution amending Resolution No. 2024-119 to restructure an affordable housing loan commitment of \$3,300,000 to Wakeland Housing and Development Corporation (“Wakeland”) to allow up to \$500,000 in funds to also be used for pre-development purposes, in order to meet disbursement deadlines imposed by the U.S. Department of Housing and Urban Development (“HUD”). **(4/5 Vote Required)**

6. PUBLIC COMMENTS

Twenty-one minutes are scheduled for the public to address the City Council for three minutes each on any matter within the jurisdiction of the City Council that is not on the agenda. The remaining speakers, if any, will be heard during the continued Public Comment period.

7. ACTION ITEMS

7.1 Consider Items Removed From the Consent Calendar, if Any

Consider items removed from the consent calendar by the Mayor or a City Councilmember, if any. If no items were removed from the consent calendar, this item will be withdrawn.

7.2 Unsheltered Policy: Consider an Ordinance to Restrict Campsites and Sitting, Lying, Sleeping, or Storage on Specified Public Property

Report Number: 24-0066

Location: No specific geographic location

Department: Housing and Homeless Services

G.C. § 84308: No

Environmental Notice: The activity is not a “Project” as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

RECOMMENDED ACTION:

Place an ordinance on first reading adding Division XII, “Preservation of Public Property”, and Chapter 9.90, “Campsites and Other Obstructions on Public Property”, to the Chula Vista Municipal Code. **(First Reading)**

7.3 Housing Update: Hear a Report on the Chula Vista Residential Tenant Protection Ordinance, Chula Vista Municipal Code Chapter 9.65

Report Number: 24-0232

Location: No specific geographic location

Department: Housing and Homeless Services

G.C. § 84308: No

Environmental Notice: The activity is not a “Project” as defined under Section 15378 of the California Environmental Quality Act (“CEQA”) State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

RECOMMENDED ACTION:

Council hear the report.

8. PUBLIC COMMENTS (CONTINUED)

There will be no continued Public Comment period if all speakers present at the first Public Comment period are heard.

9. CITY MANAGER'S REPORTS

9.1 Update 2024 Fire Risk Reduction Community List

10. MAYOR'S REPORTS

10.1 Ratification of Appointment to the Following Commissions:

Board of Appeals and Advisors

- Frank Metayer

Measure A Citizens' Oversight Committee

- Mayra Estrada

- Joel Monreal

Measure P Citizens' Oversight Committee

- Christos Korgan

- Sassan Rahimzadeh

Parks and Recreation Commission

- Jessica Fawver

Sustainability Commission

- David Wu

Traffic Safety Commission

- Jorge Marroquin

Veterans Advisory Commission

- Elmer Jimenez

- Ricardo Nava

11. COUNCILMEMBERS' REPORTS

11.1 Councilmember Morineau, Ratification of Appointment to the Following Commissions:

Measure P Citizens' Oversight Committee

- David Clark

Parks and Recreation Commission

- Michelle Rodriguez

12. CITY CLERK'S REPORTS

13. CITY ATTORNEY'S REPORTS

14. ADJOURNMENT

to the regular City Council meeting on September 17, 2024, at 5:00 p.m. in the Council Chambers.

Materials provided to the City Council related to an open session item on this agenda are available for public review, please contact the Office of the City Clerk at cityclerk@chulavistaca.gov or (619) 691-5041.

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